

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

JAMES VIERA

VS

CA. No. 2017-cv-581

**BANK OF NEW YORK MELLON AS TRUSTEE FOR THE
CERTIFICATEHOLDERS OF CWALT, INC., ALTERNATIVE
LOAN TRUST 2005-86CB MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-86CB, BAYVIEW LOAN
SERVICING, LLC**

OBJECTION TO MOTION TO DISMISS

Plaintiff, by his attorney, objects to the Motion to Dismiss for the reasons stated in the attached Memorandum of Law and the transcript of the hearing in this matter on November 17, 2018 due to the Law of the case doctrine.

JAMES VIERA
By his Attorney

July 2, 2018

/s/ John B. Ennis
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CERTIFICATE OF SERVICE

I certify that I emailed a copy of this motion to the Attorneys for the Defendants on July 2, 2018:

Amy Magher